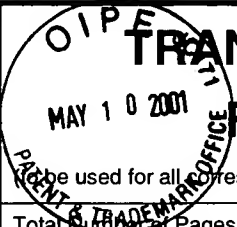


3738 #3

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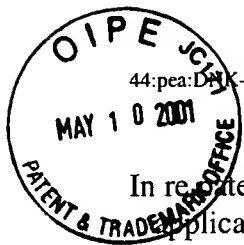
 TRANSMITTAL FORM (To be used for all correspondence after initial filing)	Application Number	09/777.702
	Filing Date	February 6, 2001
	First Named Inventor	Kevin T. Foley
	Group Art Unit	3738
	Examiner Name	
Total Number of Pages in this Submission	Attorney Docket Number	4002-2475

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ENCLOSURES (check all that apply)			MAY 14 2001
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment Response <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Documents <input type="checkbox"/> Response to Missing Parts/ Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> To Convert a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation, Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<div style="border: 1px solid black; padding: 2px;">TECHNOLOGY CENTER 8700</div> <input type="checkbox"/> Appeal Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure (please identify below) X Return Postcard X 30 cited refs. X Information Discl. Citation	
Remarks		X copy of U.S. Pat. App. 09/777,797	

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual Name	WOODARD EMHARDT NAUGHTON MORIARTY & MCNETT Douglas A. Collier
Signature	<i>Douglas A. Collier #43,556</i>
Date	May 8, 2001

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TECHNOLOGY CENTER R3700

In re: Applicant
Application of:

Kevin T. Foley

Serial No. 09/777,702

Filed: February 6, 2001

SPINAL BONE IMPLANT

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) Before the Examiner
)
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) Group Art Unit 3738
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) May 8, 2001
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INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

Pursuant to the duty of disclosure embodied in 37 C.F.R § 1.56 and 1.98, Applicant discloses the following references on the attached Information Disclosure Citation Form. This information has not been previously submitted in this application by the applicants.

The filing of this information Disclosure Statement shall not be construed as an admission that the information cited is, or is considered to be, material to patentability as defined in §1.56(b) or that any information cited is prior art to the present invention.

Also enclosed but not listed on the Information Disclosure Citation Form is a copy of pending patent Application Serial No. 09/777,797 filed February 6, 2001, entitled Spinal Implant with Attached Ligament and naming Kevin T. Foley, T. Andrew Simonton and Craig M. Squires as inventors.

This Statement is being submitted before the mailing of a First Office Action on the merits, therefore no fees are believed due for consideration of the enclosed



references. The Commissioner is authorized to charge any additional fees or credit an

overpayment to Deposit Account No. 23-3030, but not to include any payment of issue fees.

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May 8, 2001

(Date of Deposit)

Douglas A. Collier

Name of Registered Representative

Douglas A. Collier

Signature

MAY 8, 2001

Date of Signature

Respectfully submitted:

Douglas A. Collier

Douglas A. Collier, Reg. No. 43,556

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